Department of Agriculture

OFFICE Bd of Rev

STATION Weston

No. 21

Dated 4 24.

To whom sent

Pages in the file

Given for copying
Copied
Examined
Signed
Given for despatch
Despatched
Indexed
To be destroyed on

(SUBJECT.)

Not to be filled in the case of permanent records.

Ref.C.4330-23-33. South Kanara Collectorate Office,
Camp Kattur, 7th December 1923.

From

G. W. Wells, Esquire, M.A., I.C.S.,
Collector of South Kanara.

The Secretary to the Board,
Land Revenue & Settlement,
Madras.

Sir,

Land Acquisition - South Kanara - Awards - ~~irreg~~ irregularity - B.S.O.90 - 1/(111.) - Vesting of land in Local ..... - Separate proceedings necessary.

In the awards passed by the Tahsildar of Mangalore and the Sub Collector of Coondapoor, the Land Acquisition Officers have failed to record an order vesting the land in the local bodies for whom the land was acquired. Tahsildar of Mangalore says that such an order is unnecessary in view of section 16 of the Land Acquisition Act. He adds that the form of the award prescribed by the Board under section 11 of the Land Acquisition Act does not provide for such an order being made. I consider, however, that an order vesting the land acquired in the local bodies concerned is necessary in order to establish their title to the lands, although there seem no specific instructions on the point. If the Board agrees with me, the Collectors may be ordered to be supplied.

Your obedient servant,

for Collector.

M.D'S.8/12.

8/XII/23 8/12/23

C 65/19/23

(ms) 21
5-1-24

The Board agrees with the
Collectors in ~~considering~~ view that an order
vesting the land required in the
local body concerned is necessary
in order to establish its title to the
land. ~~It (however) considered that~~
~~this~~ however
order is not an essential part
of the award but a subsequent
proceeding.

4-1-24 4/1/24

To the Govt of S. Kanara.

C.F 16 5,84,259—17-12-21

OFFICE NOTE.

SUBJECT.

Land Acquisition
Local bodies - Proc

From

Register No. C 65

Under Section
the Land Acquisition Act
land acquired vests
Government in the first
and if it is required for
local board it is nec
that it should be awa
and legally granted o
Conveyed by Govt to
particular local board. This
transfer by Govt to the
Board has nothing to
with the award. The
Separate proceedings
the award is not
legally defective if
not make mention

Mans the Govt. be
on the above lines? &
the acquisition was by Govt. The
merge calls on the dept Concerned to
possession of the land & this is done
means of a transfer certificate signed
respective
officer (R.I & L.I. overseer) of the
to. There is no necessity to mention
transfer in the award

The Collr says that an order vesting
and acquired in the local body Concerned is
essential in order to establish the title to the land.
is also done in practice. The Bd may
procure the Collr in this view. The may
instruct the C Tahr of Mangalore & the subCollr
issue such orders. There is no necessity
never to amend the award.

explaining however that this order is not an essential part of the award but a subsequent proceeding

Jo
2/1/24

Jo
3/1/24

HS -

Draft sent

Jo
4/1

4-1-24